

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. 83935

Inventors: William H. Frey, II and John Randall Fawcett

Application Number: 09/844,450 Filed: April 27, 2001

Title of Invention: METHODS AND COMPOSITIONS FOR ENHANCING CELLULAR FUNCTION THROUGH PROTECTION OF TISSUE COMPONENTS

COMBINED DECLARATION AND POWER OF ATTORNEY

As below named inventors, we hereby declare that:

Our residence, post office address, and citizenship are as stated below next to our names; that

We verily believe we are the original, first and joint inventors of the invention entitled METHODS AND COMPOSITIONS FOR ENHANCING CELLULAR FUNCTION THROUGH PROTECTION OF TISSUE COMPONENTS for which we filed an application for Letters Patent of the United States on April 27, 2001, application number 09/844,450, claiming the benefit of the following provisional applications: 60/200,843, filed May 1, 2000, which was entitled METHODS AND COMPOSITIONS FOR ENHANCING CELLULAR FUNCTION AND PROTECTING A RECEPTOR; 60/230,263, filed September 6, 2000, which was entitled METHODS AND COMPOSITIONS FOR ENHANCING CELLULAR FUNCTION AND PROTECTING A RECEPTOR; and 60/233,025, filed September 15, 2000, which was entitled METHODS AND COMPOSITIONS FOR ENHANCING CELLULAR FUNCTION AND PROTECTING A RECEPTOR; that

We have read the specification filed on April 27, 2001 in the aforementioned application papers, and understand the contents thereof, including the claims, as amended by any amendment specifically referred to above; that

We do not know and do not believe that the same was ever known or used in the United States of America before our invention thereof, or patented or described in any printed publication in any country before our invention thereof for more than one year prior to this application, that the same was not in public use or on sale in the United States of America more than one year prior to this application, that the invention has not been patented or made the subject of an inventor's certificate issued before the day of this application in any country foreign to the United States of America on any application filed by us or our legal representatives or assigned more than twelve months prior to this application, that we acknowledge our duty to disclose information of which we are aware which is material to the examination and patentability of this application as defined in 35 C.F.R. 1.56, and that no application for patent or inventor's certificate on this invention has been filed in any country foreign to the United States of America prior to this application by us or our legal representatives or assigned except as follows: None.

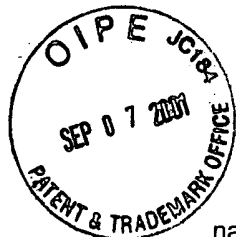
We hereby appoint as attorney of record with full power of substitution and revocation, to prosecute this application and transact all business in the Patent and Trademark Office connected therewith: Peter R. Forrest, Reg. No. 33,235, Malcolm D. Reid, Reg. No. 27,065, Robert W. Gutenkauf, Reg. No. 25,681,.

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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